Information Disclosure Statement

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filling system in accordance with § 1.6(a)(4).

(PATENT)

Docket No.: 101896-1089 (DEP6244USPCT

Confirmation No.: 5590

Examiner: A. J. Stewart

Art Unit: 3738

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: David G. Malone

Dated: December 17 2009 Signatur

Application No.: 10/812,837

Filed: March 30, 2004

DEVICES AND METHODS FOR

FACILITATING CONTROLLED BONE

GROWTH OR REPAIR

Commissioner for Patents

P.O. Box 1450 Alexandria, VA 22313-1450

NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

Dear Sir:

Assignee, DePuy Spine, Inc., hereby notifies the Patent and Trademark Office that it is not entitled to status as a small entity, and that the claim for small entity status filed by the Applicant is hereby withdrawn.

Dated: December 17, 2009 Respectfully submitted,

Lisa Adams

Registration No.: 44,238

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